Preserve.

G. E. S. IX-5.

Previous references.

G. 333-14 (1-6) 20
" 299

File No 171-17

Serial Nos 1-3.

1920.

(Circ.)

Later references.

G. 320-21 (1-6)
" 263-76 '22
W 5121 C.A.D.S.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Three.

Part B for May 1920.

SUBJECT.

Amendment of the Legal Practitioners' Regulation No. 3 of 1891, and of the Rules issued thereunder.

(1-3)

To the Registrar, Chief Court

O.G. 261 : 2 of 27.5.20

Enclosing the proposed amendments and the Rules under the Legal Practitioners' Regulation

G. R. S. III—1] 1917.

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 171-17

FILE HEADING.

Amendment of the Legal Practitioners' Regulation III of 1884 and of the Rules issued thereunder.

From

The Registrar, Chief Court.

No. R.O.C. 434 / 1917-18 Dated 26.2.18 Received 27.2.18

Diary No. J. 2042	Enclos.	Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Referring to para 4 of G.O. no J-1377-1426 & 335-44-4 dt 22-10-17 re the classification and qualification of Pleaders, forwards proposals for amending the Legal Practitioner's Regulation, III of 1884, and the Rules framed thereunder & solicits sanction to the amendments to the Rules under sec. 10 of the Regulation

NOTES AND ORDERS.

1. Submitted for orders. For the Legal Practitioners Regulation and the Rules thereunder, please see pages 206 & 78 of the Civil Digest put up.

ASR 7/3 NRC

2. This may be communicated to the Legislative Secretary for necessary action. The Rules may issue after the amending Bill is passed.

13/4.

NOTES—First Sheet.

WD 1232—GPB—20,000—18-11-16

G. R. S. III-2]

General and Revenue Secretariat.

Ch File No. 171 of 191 7.

Serial No.

11)
Submitted. The Bill has been passed into Law. It may be returned to the Courts Section for taking action for the issue of the Rules under the Regn

8/3/20
1/3

5) Submitted with a draft G.O. Sanctioning the proposed amendment of the rules under the Legal Practitioners Regulation 7 for approval

RL
2/3/1920.

6) A copy of the order referred to in the margin is put up. (flag H) - The G.O. has been corrected ding the Correction by pencil note on the Margin of the amendment proposed by the Chief Court (flag I)
Submitted for approval

RL
6/3/1920 7) Amendment no. 2 suggested by the Chief Court has reference to para 3, clause (ii) of the Govt order no 9 1377-1426 — dt 335-14-4 dt 22.10.1917. It is for consideration if there has to be any change in the general educational qualification necessary for becoming pleaders after Oct 1920. After orders are passed on this point, necessary changes

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-3-13—S.

General and Revenue Secretariat. | Ct. File No. 171 of 1917.

Serial No.

For the existing Rules ... vide Govt. of I. P. Regn. ... pages 65 & 71 ... Civil Regns.

will be made in the draft rules vide G.O also put up.

ASR 8/3

8) Mr. C. Purchase Co. early to raise this q. was. He may be considered in Jan. 1920, I think.

Subd. for orders

III Member

D. M. 18/3

5079 18-3-20

9) Why would the Secretary mention up his case & submit.

Secy

22/3 D. M. 23/3

10) Resubd for orders on the point raised in para 7 supra.

ASR 28/3

11) I think it is desirable to raise the educl. qualifn. Suggestion no: 1 of the R. A. may be adopted (G.O. dt 22.10.1917)

D. M. 29/3

Resubd.

12) It is that suggestion that has been adopted in para 3(ii) of the said G.O for a period of three years. Whether the qualification laid down there may be prescribed permanently is for consideration and orders.

G.O. D. M.

NOTE—Contn. sheet.

WD A 1788—GPB—60,000—20-3-15—S.

General and Revenue Secretariat. | File No. 17 of 191).

Serial No.

J

13) It will be seen from page 12 of the office notes in Court 335-14, that the Council were at first in favour of prescribing the University Entrance Exam" as the necessary general educational qualification for Readers and that subsequently "a pass in the first year of the college Course of the Rupar University &c" was prescribed for three years; ~~vide on the~~ vide para 3 (ii) of the G.O of 22.10.17 Submitted for orders.

Addl 30/3

14) Vide remarks on the margin. It is even desirable to fix a higher educational qualification as in Mad[s].

D. M. 6/4

25

15) Submitted with [two] necessary drafts. ~~for approval~~ A draft of the Rules as revised is also put up.

7/4/15 20 Addl 8/4

16) Mason being up in person

D. M. 20/4

17) Sent with two copies for appln. Kindly refer to invited & pass of Difficulties.

D. M. 28/4

5923

NOTE—Contn. sheet.

III Minutes

Serial No.

18) Entrance Exn. need have been a separate Exn. qualifying for the 2nd year Medical Examination, but though this was the qualifying prescribed in the Council Resn. 6 of a pass at the end of the 1st year's course is prescribed as the necessary qualification for the 2nd. The actual arrangements were made is not clear. Perhaps the Chief Secretary will be able to explain the same. However as this point under has ceased & as the Chief Secretary submitted these proposals, a pass at the end of the 1st year, this Regulation Act Course may be deemed the equivalent Dmp. appd

25/4.

19) Dr perused before comes Dr. 27/4

Chief Secy

20) In the discussion in Council on 14/9/07, the New Entrance was suggested & that was entered in the draft. When the matter was again considered in Council on 27/2/07, the M. E. Exam was changed to Exam at end of 1st year's Course, so as to correspond with the Intermediate Exam of other Universities

3rd member 22) 28/4

23) Draft read 27/4

24) Explained to the Member in person Dr. 27/4

NOTE—Contn. sheet.

General and Revenue Secretariat. | C.S. File No. 1/1 of 191/.

Serial No.

24) It seems ~~that the~~ two Examinations are held at the end of the 1st year University Course, viz:- (1) by the University + (2) by the College - It is only the former Examination which is recognized by foreign Universities + qualifies the Student to prosecute his studies in the neighbouring Universities in the same way as if he has passed the Intermediate of them. The wording in the chapter is ambiguous in the light of this fact. "A pass in the Exam." at the end of the first year of the College Course of the Punjab University" may refer to either of ~~those~~ the Examinations. Hence, it is submitted for orders whether it may not be desirable to insert the word "University" after "a pass in the" and before "Examination", if it is intended that a pass in the public exam" should be insisted on.

not at this stage.

4/5/20 SW
4/5

25) I think the G.A. may concur.
D.M.
24/5

2 To
The Registrar, Chief Court.,
The Secretary to M.L.S + Pleadership Exd
The Comptroller to Govt.,
The D.C.S of Distts + Heads of Depts
No. G. 26670-720 dt 27-5-20.
directs that the minimum qualification

NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-3-18—S.

G. R. S. III-2]

General and Revenue Secretariat. | File No. of 191 .

Serial No.

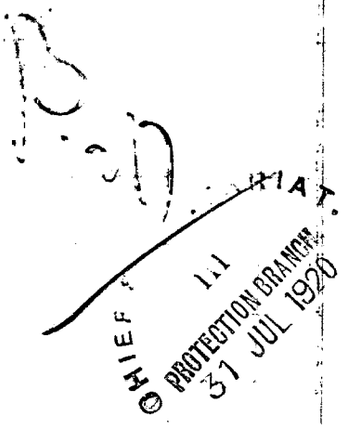
For admission to the Pleadership Exa~~m~~ ~~is fixed~~ Should be a pass in the ~~ex~~ the Si year of the College Course of the Mysore Universi or Intermidiate Examination.

3 To

The Registrar, Chief Court.

No. G. 26732 dt 27-5-20.

Sanctions the proposed amendment to the Rules under the Legal Practitioner Regulation.



NOTE—Contn. sheet.

WD A 1789—GPB—60,000—20-8-13—S.

R.O.C. No 434
1917-18

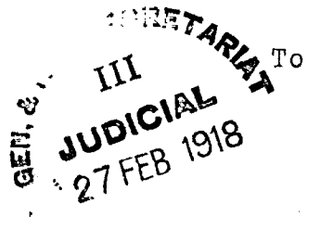
CHIEF COURT OF MYSORE,
BANGALORE

Dated 25th/26th February 1918.

J 9042

From

N.T. GOPALIENGAR, Esquire, B.A., LL.B.,
Registrar of the Chief Court of Mysore,
Bangalore.



To

C.S. BALASUNDARAM IYER, Esquire, B.A.,
Chief Secretary to the Government of Mysore,
Bangalore.

S i r,

Adverting to paragraph 4 of the Government Order No. J. 1377-1426/Cts. 335-14-4 dated the 22nd October 1917 re the classification and qualification of pleaders, I am directed to forward herewith proposals for the amendment of the Legal Practitioners' Regulation III of 1884 and of the Rules issued thereunder, I am to request that the Government may be pleased to accord sanction under section 10 of the Legal Practitioners' Regulation to the proposed amendments to the Rules.

I have the honour to be,
Sir,
Your most obedient servant,

N. T. Gopaliengar
REGISTRAR.

N.G.

AMENDMENTS TO THE LEGAL PRACTITIONERS' REGULATION III of 1884.

-----::C::-----

SECTION 6. A pleader shall be entitled to appear, plead and act in all civil and criminal courts for which he may be enrolled, other than the Chief Court.

(This amendment admits of elasticity and the Chief Court can conform to the ~~rule~~ by enrolling second grade pleaders as long as they exist.)

SECTION 7. Subject to the provision of section 6, a pleader shall be enrolled for practice in the civil courts of a single District only, as defined ~~in~~ by the Code of Civil Procedure, and in all criminal courts.

SECTION 8. Provided that a pleader now holding a certificate of the second grade, or to whom a certificate of the second grade may hereafter be granted, shall be enrolled for practice only in the courts of munsiffs and magistrates.

SECTION 9.

(As there is no such court nor likely to be any as long as the Subordinate Judges' Courts are at Head quarters of divisions.) May be repealed.

SECTION 10. In sub section (1) omit the words "of the first or second grade".

SECTION 11. Last paragraph.

The certificate granted to a pleader under this section shall specify the courts for which the applicant has been enrolled.

A.J.

Amendments

AMENDMENTS TO THE RULES UNDER THE LEGAL PRACTITIONERS' REGULATION.

-----::O::-----

In the preamble of Rule II omit the words "of the first grade" as also the words "the first class" in II (c).

2. Insert the following as sub paragraph (a) to paragraph (1) under Rule II inserting the word "or" in lieu of "and" at the end of the said paragraph (1).

(a) On or before the 22nd October 1920 a certificate of having passed the examination at the end of the first year of the college course of the Mysore university.

(If, as the Judges apprehend, it is the intention of the Government that the application for admission to the examination has to be made within the period of grace of three years.)

or (a) A certificate obtained before the 22nd of October 1920 of having passed the examination at the end of the first year of the college course of the Mysore University.

(If it should be the intention of the Government that the certificate obtained within three years from the date of the Government order by candidates, should admit the candidates to the examination at any time thereafter)

RULE III. At the end of the preamble to this rule add the words "provided they apply for admission on or before the 22nd of October 1919".

Play H

REGISTRAR.

N.G.

G.R.S. VI-71]

SUBJECT ..... Order prescribing the minimum qualification for admission to Pleadership Examination to be passed in future

Diary No. of letter replied to .....

Section C.

File No.

Serial No. 2

General and Revenue Secretariat

( )

Proceedings of the Government of His Highness the Maharaja of Mysore.

, *the* 191

Date of issue 27/5

Signed by ..... H C Pm

Read.— Para 3 (iii) of the G.O. no. J 1377-1426/Ch 335-14-4 & 22nd Oct 1917 ~~fixing~~ prescribing for a period of three years from the date of the order, that the minimum qualification for admission to the Pleadership Examination ~~as the Examination~~ should be a pass in the Examination at the end of the first year of the College Course of the Mysore University or in the Intermediate Examination of the British Indian Universities.

~~Order Thereon :— No.~~

Submitted

May this be

i Printed ? — yes P. M.

ii treated as a standing order ?

iii published in the Gazette English part ?

iv translated ?

v placed at the disposal of the press ? — yes — P. M.

vi published in the Gazette Kannada part ?

7/4/1918

P.T. over.

28/5/18

Order no: G 26670 – 730

The Government are pleased to direct that the above qualification ~~for~~ fixed temporarily for three years shall be the minimum qualification for admission to the Pleadership Examination in future even after the expiry of the said term of three years.

The Govt are pleased to prescribe the above qualifications permanently for admission to the Pleadership Examination under the new rules.

P 23/11

For Chief Secy

Do

The Registrar, Chief Court

The Secretary, Imperial Local Service & Pleadership Examination Board

~~The Deputy Commissioner of Dehra for Communication to the R.A. Members Concerned.~~

The Comptroller to Govt.

The other Heads of Departments

" Dy Comrs of Districts

~~Copy to Record Section~~ -

~~Copies to Branches I, II & III~~

The Press. Table.

List of enclosures.

Copied by

Examined by

764-S20 1500 5/4

Proceedings of the Government of His Highness the Maharaja of Mysore.

------:O:-----

R e a d:--

Para 3, (iii) of the Government Order No. J. - - 1377-1426/Cts. 335-14-4., dated the 22nd October 1917 - - prescribing for a period of three years from the date of the Order, that the minimum qualification for admission to the Pleadership Examination should be a pass in the Examination at the end of the first year of the College course of the Mysore University or in the Intermediate Examination of the British Indian Universities.

------:O:---

O r d e r N o. G. 26670-730

Dated, Bangalore, 27th May 1920.

The Government are pleased to prescribe the above qualification permanently for admission to the Pleadership Examination under the new rules.

For Chief Secretary to Government.

T o

The Registrar, Chief Court of Mysore.

The Secretary, Mysore Local Service & Pleadership Examination Board.

The Comptroller to Government.

The Other Heads of Departments.

" Deputy Commissioner of Districts.

The Press Table.

SV/8.

G.R.S. VI-71]

SUBJECT ..... Sanctioning the proposed amendment to the Rules made the Legal Practitioners Act ...

Diary No. of letter replied to ..... I. 1377 ...

Section C1

File No. 1 - -

Serial No. 3

General and Revenue Secretariat

( )

Proceedings of the Government of His Highness the Maharaja of Mysore.

, *the* 191

Date of issue 27/5

Signed by ..... H. S. Rao

Read.—

Letter no. R.O.C. 434/1917-18 dd 25/26 th Feby 1918, from the Registrar Chief Court of Mysore, forwarding with reference to para 4 of G.O. no. I. 1377-1426/Cb 335-14-4 dd 22nd Oct 1917, re: the classification of Pleaders certain amendments to proposals amending the rules issued under the Legal Practitioners Regulation Order Thereon:— No. III of 1884 and requesting sanction to the amendments under Sec 10 of the said Regulation

2. G.O. no. G. 5860-1/Cb 262-

P.T. over.

May this be

i Printed ?

ii treated as a standing order ?

iii published in the Gazette English part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette Kannada part ?

26/5/18

dated 5th Sep 1919 sanctioning the extension by three years of the period within which Second grade pleaders might be enrolled under the old rules.

3. G.O. no.

Cb. 171-17. 8

directing the minimum qualification for admission to Pleadership Exam.ⁿ. fixed temporarily in the G.O. dated 22-10-17 ~~of~~ read above, ~~Shall~~ be made permanent even after the expiry of ~~that~~ the term of 3 years.

Order no: G 26732

The amendments are approved with necessary alterations in conformity with ~~necessitated by~~ the G.O's referred to in paragraphs 2 & 3 above

By Chief Secy.

To

The ~~Registrar~~, Chief Court, with a copy of the amendments as approved

7/4/1920

List of enclosures.

Copied by

Examined by

Amendments to the Rules under the Legal Practitioners Regulation.

In the preamble of Rule II omit the words "of the first grade" as also the words "the first-class" in II (c)

2. Insert the following as Sub paragraph (a) to paragraph (1) under Rule II inserting the word "or" in lieu of "and" at the end of the said paragraph (1).

(a) A certificate ~~obtained~~ of having passed the examination at the end of the first year of the College Course of the Mysore University.

Rule III.

At the end of the preamble to this rule add the words "provided they apply for admission on or before the 22nd of October 1922

(C. Venkata Krishnaiyangar)
Registrar.

Proceedings of the Government of His Highness

the Maharaja of Mysore.

-------:O:-----

R e a d:--

Letter No. R.O.C. 434/1917-18, dated the 25th/26th - - February 1918, from the Registrar, Chief Court of Mysore, forwarding with reference to para 4 of Government Order No. J. 1377-1426/C1 335-14-4, dated 22nd October 1917, regarding the classification of Pleaders, certain amendments to the rules issued under the Legal Practitioners' Regulation III of 1884 and requesting sanction to them under Section 10 of the said Regulation.

2. Government Order No. G. 5860-1/Cts. 262-18-3, dated 5th September 1919 sanctioning the extension by three years of the period within which second grade Pleaders might be enrolled under the old rules.

3. Government Order No. Cts. 171-17, dated the 1920 directing that the minimum qualification for admission to Pleadership Examination fixed temporarily in the Government Order dated 22nd October 1917 read above, be made permanent even after the expiry of the term of 3 years.

* * * *

O r d e r N o. G 26732

Dated, Bangalore the 27th May 1920.

The amendments are approved with necessary alterations in conformity with the Government Order's referred to in paragraphs 2 and 3 above.

Chief Secretary to Government.

T o

The Registrar, Chief Court, with a copy of the amendments as approved.

SV/2.

Amendments to the Rules under the Legal Practitioners' Regulation.

In the preamble of Rule II omit the words "of the first grade" as also the words "the first class" in II (c).

2. Insert the following as sub paragraph (a) to paragraph (1) under Rule II inserting the word "or" in lieu of "and" at the end of the said paragraph (1).

(a) A certificate of having passed the examination at the end of the first year of the College course of the Mysore University.

Rule III.

At the end of the preamble to this rule add the words "provided they apply for admission on or before the 22nd of October 1922".

-----:O:-----